

USCG / ECOLOGY MOA	Protocols Manual	Procedure: 10 Page: Page 1 of 8 Revision: 0
Information Sharing		

1. PURPOSE/SCOPE

The purpose of this protocol is to establish procedures for the exchange of information to enhance the effectiveness of combined USCG District Thirteen ("USCG") and the Washington State Department of Ecology ("Ecology") resources devoted to safe marine transportation and environmental protection. This protocol is also expected to leverage resources by bringing the diverse expertise of USCG and Ecology staff together to promote efficiencies in oil spill risk management, while avoiding undue duplication of effort.

Instructions contained in this procedure apply to the sharing of information regarding assessment and mitigation of the risk of a spill, or the substantial threat of a spill, to navigable waters of the State of Washington. The categories of information addressed are limited to factual data of the type normally required by other reporting requirements and are not intended to include pre-decisional information; these categories include, but are not necessarily limited to: vessel arrivals and screening, marine casualties and equipment degradations, and coordination of vessel and facility inspection schedules.

2. AUTHORITY/REFERENCES

Memorandum of Agreement on Oil Pollution Prevention and Response between the Commander, Thirteenth Coast Guard District and the State of Washington executed May 25, 2001, Section IV- Information Sharing:

A. The Coast Guard agrees to share with the State of Washington information concerning the following types of incidents occurring in State waters, or that may impact State waters: vessel propulsion and/or steering losses, vessel collisions and allisions, vessel groundings, and vessel or facility fires and explosions, vessel structural failures, near misses and other incidents resulting in an oil spill, or that pose a substantial threat of an oil spill, or a substantial threat to the public health and safety.

B. The Parties agree to share relevant studies, particularly initiatives aimed at reducing human and organizational errors, concerning causes and prevention of incidents and oil spills to the maximum extent permitted by law, regulation, and policy.

Ecology

Statutes
RCW 88.46.050

Vessel Screening

USCG / ECOLOGY MOA	Protocols Manual	Procedure: 10 Page: Page 2 of 8 Revision: 0
Information Sharing		

RCW 88.46.170

Field Operations Program – Coordination with U.S. Coast Guard

RCW 90.56

Oil and Hazardous Substance Spill Prevention and Response

Regulations

WAC 317-10

Vessel Contingency Plan and Response Contractor Standards

WAC 317-31

Cargo and Passenger Vessels – Substantial Risk

WAC 317-40

Bunkering Operations

WAC 173-180A-D

Facility Operations, Training, Prevention Plans

WAC 173-181

Facility Contingency Plan and Contractor Certification

Documents/Forms

Incident Report and Recommendation for Investigation

Daily “Boarding Alert” e-mail

USCG

Statutes

46 USC Chapter 61

Reporting Marine Casualties

33 USC 1321 et seq.

Federal Water Pollution Control Act

Regulations

33 CFR 160

Notification of Arrival in U.S. Ports

46 CFR Part 4

Marine Casualties and Investigations

33 CFR 164.53

Deviations from rules and reporting: Non-Operating equipment

33 CFR Part 161

Vessel Traffic Management

33 CFR 153.203

Procedures for the notice of discharge

Documents/Forms

Form CG-2692 Report of Marine Accident, Injury or Death

Form CG-2692A Barge Addendum

3. EFFECTIVE DATE/POINTS OF CONTACT

This protocol will become effective upon signature of both parties.

USCG / ECOLOGY MOA	Protocols Manual	Procedure: 10 Page: Page 3 of 8 Revision: 0
Information Sharing		

The following persons will serve as points of contact for questions concerning this protocol and its implementation:

Ecology

HQ, Spills Program

Marine Information System (MIS) Manager

Phone: (360) 407-7483

Fax: (360) 407-7288

Mailing Address: Washington Department of Ecology, Spills Program, P.O. Box 47600, Olympia, WA 98504-7600

Puget Sound Field Office

Supervisor, PSFO

Phone: (206) 389-2438

Fax: (206) 587-5196

Mailing Address: Puget Sound Field Office, 1011 SW Klickitat Way, Suite 211, Seattle, WA 98134

Columbia River Field Office

Supervisor, CRFO

Phone: (503) 229-6800

Fax: (503) 229-6954

Mailing Address: Columbia River Field Office, 811 SW Sixth Ave., 8th Floor, Portland, OR 97204

USCG

13th District

Chief, Compliance and Investigations Branch, D13

Phone: (206) 220-7224

Fax: (206) 220-7225

Mailing Address: Commander, Thirteenth Coast Guard District (mc), 915 Second Avenue, Room 3506, Seattle, WA 98174

MSO Portland

Chief, Port State Control Branch Chief, Investigations

Phone: (503) 240-9380 (503) 240-9312/

Fax: (503) 240-9369 (503) 240-9345

Mailing Address: USCG, MSO, 6767 N. Basin Ave., Portland, OR 97217

USCG / ECOLOGY MOA	Protocols Manual	Procedure: 10 Page: Page 4 of 8 Revision: 0
Information Sharing		

MSO Puget Sound

Chief, Port State Control Branch Chief, Investigations Operations Officer, VTSPS
 Phone: (206) 217-6172 (206) 217-6251 (206) 217-6046
 Fax: (206) 217-6199 (206) 217-6213 (206) 217-6058
 Mailing Address: USCG, MSO Puget Sound, 1519 Alaskan Way S., Seattle, WA 98134-1192

4. POLICIES

A. It is the policy of the USCG and Ecology that documents shared with Ecology will be done pursuant to the Disclosure of Records protocol.

B. It is the policy of the USCG and Ecology to share vessel arrival information to enable both agencies to focus oil spill prevention efforts on the highest priority vessels. Current Coast Guard policy limits access to the National Vessel Movement Center Shipboard Arrival Notification System (NVMS SANS) to other federal agencies only. Allowing read-only access by Ecology to the NVMC SANS database is the preferred method of sharing arrival information; therefore, until such time as such access is granted, Ecology will work with the Coast Guard to develop a program that can extract non-restricted data from the database. Agencies will strive to include Canada-bound vessels in the arrival information exchanged under this protocol.

C. It is the policy of the USCG and Ecology to share, in real-time, information on incidents that pose a threat of an oil spill or threat to public health and safety, to include: vessel or facility fires or explosions, vessel collisions, allisions, groundings, structural failures, or other casualties, or deficiencies affecting the propulsion, steering, or seaworthiness of vessels inbound to, near, or within the waters of Washington State. Information to be shared includes near misses of such incidents, and actions undertaken to mitigate the risk posed by these vessels.

D. It is the policy of the USCG and Ecology to share information on risk factors which are assessed in their respective screening processes, such as vessel detentions, enforcement actions, incident history, and targeted Flag, Class, Owner/Operator, and Charterer lists. The preferred method of sharing this information is to enable read-only access by the USCG to Ecology's Marine Information System (MIS) database and read-only access by Ecology to the USCG MISLE and PSIX databases and the above-mentioned targeted lists.

E. It is the policy of the USCG and Ecology to coordinate the results of vessel screening and boarding priority decisions so as to avoid duplication of effort and to promote the most effective

USCG / ECOLOGY MOA	Protocols Manual	Procedure: 10 Page: Page 5 of 8 Revision: 0
Information Sharing		

utilization of inspection assets. Ecology will schedule boardings so as to avoid conflict with USCG boardings.

F. It is the policy of the USCG and Ecology to regularly exchange summary vessel incident and causal data for the purposes of identifying major contributing factors and focusing the inspection programs of the respective agencies. Agencies will strive to utilize common data fields so as to maximize the effectiveness of the information exchange.

USCG / ECOLOGY MOA	Protocols Manual	Procedure: 10 Page: Page 6 of 8 Revision: 0
Information Sharing		

5. STANDARD OPERATING PROCEDURES

Operational Task Matrix (entries keyed to paragraph 4, POLICIES)

TASK	USCG RESPONSIBILITY		ECOLOGY RESPONSIBILITY	TASK DETAIL
<i>A. USCG send Notice of Arrival (NOA) Summary to Ecology.</i>	MSO (Inspections)	→	HQ	Mon-Fri prior to 0830, by fax or e-mail
B. USCG/Ecology exchange information on incidents, vessel casualties, mitigating actions.	MSO (Inspections) Puget Sound VTS (Ops Chief)	↔	Field Office	(1) <u>Emergent</u> : within 1 hour of notification, by telephone (2) <u>Pre-existing</u> : same day, by copy of COTP Order, Dev Letter, Ecology Incident Report
<i>C. USCG/Ecology exchange information on risk data (detentions, enforcements, incident history, etc.) which supports vessel screening.</i>	D13 (Compliance)	→	HQ	Access to MISLE, PSIX databases and to flag/class/owner/operator/charterer targeted lists.
	MSO (Inspections)	←	HQ	Daily "Boarding Alert" e-mail prior to 0800.
D. USCG/Ecology coordinate results of vessel screening/ boarding priority decisions.	MSO (Inspections)	→	Field Office	Prior to 0800 during normal work days, e-mail or fax summary of vessel bunkerings and USCG boarding intentions.
	MSO (Inspections)	←	Field Office	E-mail or fax summary of vessel boarding intentions (after receipt of USCG boarding intentions)
E. USCG/Ecology exchange summary information on vessel incident history.	MSO (Investigations)	↔	Investigations Coordinator	(1) Monthly by the 10th day of the month, a tabular summary report of vessel incidents. (2) Semi-annually by Jan 15th and Jul 15th, a tabular summary report of causal data related to vessel incidents.

Italics: Preferred method for this task is to enable read-only access of the data provider's database.

USCG / ECOLOGY MOA	Protocols Manual	Procedure: 10 Page: Page 7 of 8 Revision: 0
Information Sharing		

6. Details of Communication (entries keyed to paragraph 5, Task Matrix)

- A. Preferred: enable read-only access by Ecology of NVMC SANS database.
Alternatively: Ecology work with USCG to develop a system to provide a tabular daily summary of NOA data, to include the data fields specified on the "Notice of Arrival" form on the NVMC website. Crew list data is not needed or desired.

- B. (1) Emergent incidents include vessel or facility fires or explosions, vessel collisions, allisions, groundings, structural failures, and other casualties or deficiencies affecting the propulsion, steering, or seaworthiness of vessels, or and near misses as defined in Section 4 (C), Policies.

 (2) Pre-existing casualties or deficiencies include those affecting the propulsion, steering, or seaworthiness of inbound vessels.

- C. Preferred: enable read-only access by the USCG to Ecology's Marine Information System database, and read-only access by Ecology to the USCG MISLE and PSIX databases and the flag/class/owner/operator/charterer targeted lists, to the extent authorized by the respective database managers.
Alternatively: Ecology provide the USCG with the daily "Boarding Alert" e-mail listing, for inbound vessels, foreign detentions, vessels screening "Very High," (priority one) vessels making first local visit. USCG maintain access by Ecology to the PSIX database and the flag/class/owner/ operator/charterer targeted lists.

- D. USCG provide daily vessel bunkering notifications¹ and USCG boarding intentions.

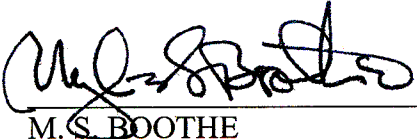
- E. USCG and Ecology exchange:
 - (1) Monthly tabular summary of vessel incidents entered into respective agency databases for the purpose of maintaining consistency between the respective incident databases.

 - (2) Biannual tabular summary of causal data relating to vessel incidents for the purpose of focusing inspection programs of the respective agencies. Currently, the CG MISLE database does not yet provide a means for extraction of causal data for analysis. Efforts are underway to provide this function; therefore, this information will be provided upon completion of the database updates.

¹ Bunkering notifications also addressed in Oil Transfer Protocol.

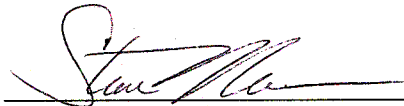
USCG / ECOLOGY MOA	Protocols Manual	Procedure: 10 Page: Page 8 of 8 Revision: 0
Information Sharing		

6. APPROVAL



M.S. BOOTHE

United States Coast Guard
Thirteenth Coast Guard District
Chief, Marine Safety Division



STAN NORMAN

Washington State Department of Ecology
Acting Spills Program Manager

DATE: 30 June 2007

DATE: 06/30/07